

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Luc NOUGIER et al.

Examiner: Paul A. Wartalowicz

Serial No.: 10/762,238

Group Art Unit: 1754

Filed: January 23, 2004

Title: NEW PARTIAL OXIDATION REACTOR

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The election requirement of June 26, 2007 has been carefully studied.

Applicants concede that the restriction to claims 1-6 and 17-19 drawn to an apparatus, on the one hand, and claims 7-16 drawn to a process on the other hand, is legally proper. Consequently, Applicants do not traverse the requirement. As for the election, Applicants hereby elect claims to an apparatus, presently drawn to claims 1-6 and 17-19.

As presently constituted, claims 7-16 are dependent on the apparatus claims. Consequently, if the claims to the apparatus are considered to be allowable, Applicants will request rejoinder; consequently, Applicants have not cancelled these claims.

Finally, Applicants reserve the right to file a divisional application directed to the process under the provisions of 35 U.S.C. 120 and 121.

The Commissioner is hereby authorized to charge any fees associated with this response or credit any overpayment to Deposit Account No. 13-3402.

Respectfully submitted,

/I. William Millen/

I. William Millen, Reg. No. 19,544
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Attorney Docket No.: PET-2115

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IWM/pdr